

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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ROBERT KUNHART,)
Plaintiff,)
vs.)
CHIEF JUDGE ROGER L. HUNT,)
Defendant.)

) 2:11-CV-00236-PMP-RJJ
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ORDER

The Court having conducted a *de novo* review of the proceedings resulting in the Report and Recommendation of United States Magistrate Judge Robert J. Johnston (Doc. #3) entered March 3, 2011, and finding that the Recommendation is sound on the basis of the law and facts applicable in this case, and good cause appearing,

IT IS ORDERED that the Report and Recommendation of United States Magistrate Judge Robert J. Johnston (Doc. #3) is hereby **AFFIRMED**.

IT IS FURTHER ORDERED that Plaintiff's Motion for Application to Proceed *in forma pauperis* (Doc. #4) is **GRANTED**.

IT IS FURTHER ORDERED that Plaintiff's Complaint (Doc. #1) is hereby **DISMISSED** with prejudice.

DATED: March 18, 2011.

Ruth M. Gray

PHILIP M. PRO
United States District Judge

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